

FIRST EXTRAORDINARY SESSION

HOUSE BILL NO. 1

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES NASHEED (Sponsor) AND TILLEY (Co-sponsor).

0001L.03I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 84.010, 84.220, 86.200, 86.213, and 105.483, RSMo, and to enact in lieu thereof twelve new sections relating to the St. Louis police force, with penalty provisions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 84.010, 84.220, 86.200, 86.213, and 105.483, RSMo, are repealed
2 and twelve new sections enacted in lieu thereof, to be known as sections 84.343, 84.344, 84.345,
3 84.346, 84.347, 84.348, 84.349, 86.200, 86.213, 86.371, 105.483, and 1, to read as follows:

84.343. No elected or appointed official of the state or any political subdivision
2 **thereof shall act or refrain from acting in any manner to impede, obstruct, hinder, or**
3 **otherwise interfere with any member of a municipal police force established under section**
4 **84.346 in the performance of his or her job duties, or with any aspect of any investigation**
5 **arising from the performance of such job duties. This section shall not be construed to**
6 **prevent such officials from acting within the normal course and scope of their employment**
7 **or from acting to implement sections 84.345 to 84.348. Any person who violates this section**
8 **shall be liable for a penalty of two thousand five hundred dollars for each offense and shall**
9 **forever be disqualified from holding any office or employment whatsoever with the**
10 **governmental entity the person served at the time of the violation. The penalty shall not**
11 **be paid by the funds of any committee as the term "committee" is defined in section**
12 **130.011. This section shall not be construed to interfere with the punishment, under any**
13 **laws of this state, of a criminal offense committed by such officials, nor shall this section**
14 **apply to duly appointed members of the municipal police force, or their appointing**
15 **authorities, whose conduct is otherwise provided for by law.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

84.344. 1. It shall be an unlawful employment practice for an official, employee, or agent of a municipal police force established under section 84.346 to discharge, demote, reduce the pay of, or otherwise retaliate against an employee of the municipal police force for reporting to any superior, government agency, or the press the conduct of another employee that the reporting employee believes, in good faith, is illegal.

2. Any employee of the municipal police force may bring a cause of action for general or special damages based on a violation of this section.

84.345. Subject to the provisions of sections 84.346 to 84.348, any city not within a county may establish a municipal police force for the purposes of:

- (1) Preserving the public peace, welfare, and order;
- (2) Preventing crime and arresting suspected offenders;
- (3) Enforcing the laws of the state and ordinances of the city;
- (4) Exercising all powers available to a police force under generally applicable state law; and
- (5) Regulating and licensing all private watchmen, private detectives, and private policemen serving or acting as such in said city.

Any person who acts as a private watchman, private detective, or private policeman in said cities without having obtained a written license from said cities is guilty of a class A misdemeanor.

84.346. 1. Notwithstanding any provisions of this chapter to the contrary, any city not within a county may establish a municipal police force on or after July 1, 2012, according to the procedures and requirements of this section. The purpose of these procedures and requirements is to provide for an orderly and appropriate transition in the governance of the police force and provide for an equitable employment transition for commissioned and civilian personnel.

2. Upon the establishment of a municipal police force by a city under sections 84.345 to 84.348, the board of police commissioners shall convey, assign, and otherwise transfer to the city title and ownership of all indebtedness and assets, including, but not limited to, all funds and real and personal property held in the name of or controlled by the board of police commissioners created under sections 84.020 and 84.030. The board of police commissioners shall execute all documents reasonably required to accomplish such transfer of ownership and obligations.

3. If the city establishes a municipal police force and completes the transfer described in subsection 2 of this section, the city shall appropriate the necessary funds for the maintenance of the municipal police force.

17 **4. Before a city not within a county may establish a municipal police force under**
18 **this section, the city shall adopt an ordinance accepting responsibility, ownership, and**
19 **liability as successor-in-interest for contractual obligations, indebtedness, and other lawful**
20 **obligations of the board of police commissioners subject to the provisions of subsection 2**
21 **of section 84.347.**

22 **5. A city not within a county that establishes a municipal police force shall initially**
23 **employ, without a reduction in rank, salary, or benefits, all commissioned and civilian**
24 **personnel of the board of police commissioners created under sections 84.010 to 84.340 that**
25 **were employed by the board immediately prior to the date the municipal police force was**
26 **established. The city shall also recognize all accrued years of service that such**
27 **commissioned and civilian personnel had with the board of police commissioners. Such**
28 **personnel shall be entitled to the same holidays, vacation, and sick leave they were entitled**
29 **to as employees of the board of police commissioners.**

30 **6. Except for commissioned and civilian personnel of the board of police**
31 **commissioners who were employed by the board immediately prior to the date the**
32 **municipal police force was established, a city creating a municipal police force under**
33 **subsection 1 of this section may enforce any rule, law, or regulations concerning the**
34 **residence of commissioned and civilian personnel of the police force. Commissioned and**
35 **civilian personnel who were previously employed by the board shall continue to be subject**
36 **to the residency rules promulgated by the board as of January 1, 2012.**

37 **7. The commissioned and civilian personnel who retire from service with the board**
38 **of police commissioners before the establishment of a municipal police force under**
39 **subsection 1 of this section shall continue to be entitled to the same pension benefits**
40 **provided under chapter 86 and the same benefits set forth in subsection 5 of this section.**

41 **8. If the city not within a county elects to establish a municipal police force under**
42 **this section, the city shall establish a separate division for the operation of its municipal**
43 **police force. The city may adopt new civil service commission rules and regulations**
44 **appropriate for the unique operation of a municipal police force; however, until such time**
45 **as the city adopts such rules and regulations, the commissioned personnel shall continue**
46 **to be governed by the board of police commissioner's rules and regulations in effect**
47 **immediately prior to the establishment of the municipal police force, with the police chief**
48 **acting in place of the board of police commissioners for purposes of applying the rules and**
49 **regulations. Unless otherwise provided for, existing civil service commission rules and**
50 **regulations governing the appeal of disciplinary decisions to the civil service commission**
51 **shall apply to all commissioned and civilian personnel. A hearing officer shall be**
52 **appointed by the civil service commission to hear any such appeals that involve discipline**

53 resulting in a suspension of greater than fifteen days, demotion, or termination, but the
54 civil service commission shall make the final findings of fact, conclusions of law, and
55 decision which shall be subject to any right of appeal under chapter 536.

56 9. A city not within a county that establishes and maintains a municipal police force
57 under this section:

58 (1) Shall provide or contract for life insurance coverage and for insurance benefits
59 providing health, medical, and disability coverage for commissioned and civilian personnel
60 of the municipal police force to the same extent as was required by the board of police
61 commissioners under section 84.160;

62 (2) Shall provide or contract for health, medical, and life insurance coverage for
63 any commissioned or civilian personnel who retired from service with the board of police
64 commissioners or who were employed by the board of police commissioners and retire
65 from the municipal police force of a city not within a county;

66 (3) Shall make available health, medical, and life insurance coverage for purchase
67 to the spouses or dependents of commissioned and civilian personnel who retire from
68 service with the board of police commissioners or the municipal police force and deceased
69 commissioned and civilian personnel who receive pension benefits under sections 86.200
70 to 86.364 at the rate that such dependent's or spouse's coverage would cost under the
71 appropriate plan if the deceased were living; and

72 (4) May pay an additional shift differential compensation to commissioned and
73 civilian personnel for evening and night tours of duty in an amount not to exceed ten
74 percent of the officer's base hourly rate.

75 10. A city not within a county that establishes a municipal police force under
76 sections 84.345 to 84.348 shall, by ordinance, establish a transition committee of five
77 members for the purpose of: coordinating and implementing the transition of authority,
78 operations, assets, and obligations from the board of police commissioners to the city;
79 winding down the affairs of the board; and making nonbinding recommendations for the
80 transition of the police force from the board to the city. The ordinance shall provide for
81 the powers, duties, and duration of the committee. Once the ordinance is enacted, the city
82 shall provide written notice to the board of police commissioners and the governor of the
83 state of Missouri. Within thirty days of such notice, the governor shall appoint two
84 members to the committee, one of whom shall be a member of a statewide law enforcement
85 association that represents at least five thousand law enforcement officers. The remaining
86 members of the committee shall include the police chief of the municipal police force, the
87 city's director of public safety, and a person who has retired from service with the board

88 of police commissioners or the municipal police appointed to the committee by the mayor
89 of such city.

84.347. 1. Except as required for the board of police commissioners to conclude its
2 affairs and pursue legal claims and defenses, upon the establishment of a municipal police
3 force, the terms of office of the commissioners of the board of police created under sections
4 84.020 and 84.030 shall expire, and the provisions of sections 84.020 to 84.340 shall not
5 apply to any city not within a county or its municipal police force as of such date. The
6 board shall continue to operate, if necessary, to wind down the board's affairs until the
7 transfer of ownership and obligations under subsection 2 of section 84.346 has been
8 completed. During such time, the board of police commissioners shall designate and
9 authorize its secretary to act on behalf of the board for purposes of performing the board's
10 duties and any other actions incident to the transfer and winding down of the board's
11 affairs.

12 2. For any claim, lawsuit, or other action arising out of actions occurring before the
13 date of completion of the transfer provided under subsection 2 of section 84.346, the state
14 shall continue to provide legal representation as set forth in section 105.726, and the state
15 legal expense fund shall continue to provide reimbursement for such claims under section
16 105.726. This subsection applies to all claims, lawsuits, and other actions brought against
17 any commissioner, police officer, employee, agent, representative, or any individual or
18 entity acting or purporting to act on its or their behalf.

19 3. Notwithstanding any other provision of law, rule, or regulation to the contrary,
20 any city not within a county that establishes a municipal police force under sections 84.345
21 to 84.358 shall not be restricted or limited in any way in the selection of a police chief or
22 chief of the division created under subsection 8 of section 84.346.

23 4. It shall be the duty of the sheriff for any city not within a county, whenever
24 called upon by the police chief of the municipal police force, to act under the police chief's
25 control for the preservation of the public peace and quiet; and, whenever the exigency or
26 circumstances may, in the police chief's judgment, warrant it, said police chief shall have
27 the power to assume the control and command of all conservators of the peace of the city,
28 whether sheriff, constable, policemen or others, and they shall act under the orders of the
29 said police chief and not otherwise.

30 5. Venue for any action against any city not within a county or an employee of its
31 municipal police force involving the municipal police force shall be in the twenty-second
32 judicial circuit.

84.348. Any police pension system created under chapter 86 for the benefit of a
2 police force established under sections 84.010 to 84.343 shall continue to be governed by

3 **chapter 86, and shall apply to any police force established under section 84.346. Other**
4 **than any provision that makes chapter 86 applicable to a municipal police force established**
5 **under section 84.346, nothing in sections 84.345 to 84.348 shall be construed as limiting or**
6 **changing the rights or benefits provided under chapter 86.**

2 **84.349. Notwithstanding the provisions of section 1.140 to the contrary, the**
3 **provisions of sections 84.345 to 84.348 shall be nonseverable. If any provision of sections**
4 **84.345 to 84.348 is for any reason held to be invalid, such decision shall invalidate all of the**
5 **remaining provisions of this act.**

2 86.200. The following words and phrases as used in sections 86.200 to 86.366, unless
3 a different meaning is plainly required by the context, shall have the following meanings:

3 (1) "Accumulated contributions", the sum of all mandatory contributions deducted from
4 the compensation of a member and credited to the member's individual account, together with
5 members' interest thereon;

6 (2) "Actuarial equivalent", a benefit of equal value when computed upon the basis of
7 mortality tables and interest assumptions adopted by the board of trustees;

8 (3) "Average final compensation":

9 (a) With respect to a member who earns no creditable service on or after October 1,
10 2001, the average earnable compensation of the member during the member's last three years of
11 creditable service as a police officer, or if the member has had less than three years of creditable
12 service, the average earnable compensation of the member's entire period of creditable service;

13 (b) With respect to a member who is not participating in the DROP pursuant to section
14 86.251 on October 1, 2001, who did not participate in the DROP at any time before such date,
15 and who earns any creditable service on or after October 1, 2001, the average earnable
16 compensation of the member during the member's last two years of creditable service as a
17 policeman, or if the member has had less than two years of creditable service, then the average
18 earnable compensation of the member's entire period of creditable service;

19 (c) With respect to a member who is participating in the DROP pursuant to section
20 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns
21 to active participation in the system pursuant to section 86.251, and who terminates employment
22 as a police officer for reasons other than death or disability before earning at least two years of
23 creditable service after such return, the portion of the member's benefit attributable to creditable
24 service earned before DROP entry shall be determined using average final compensation as
25 defined in paragraph (a) of this subdivision; and the portion of the member's benefit attributable
26 to creditable service earned after return to active participation in the system shall be determined
27 using average final compensation as defined in paragraph (b) of this subdivision;

28 (d) With respect to a member who is participating in the DROP pursuant to section
29 86.251 on October 1, 2001, or whose participation in the DROP ended before such date, who
30 returns to active participation in the system pursuant to section 86.251, and who terminates
31 employment as a police officer after earning at least two years of creditable service after such
32 return, the member's benefit attributable to all of such member's creditable service shall be
33 determined using the member's average final compensation as defined in paragraph (b) of this
34 subdivision;

35 (e) With respect to a member who is participating in the DROP pursuant to section
36 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns
37 to active participation in the system pursuant to section 86.251, and whose employment as a
38 police officer terminates due to death or disability after such return, the member's benefit
39 attributable to all of such member's creditable service shall be determined using the member's
40 average final compensation as defined in paragraph (b) of this subdivision; and

41 (f) With respect to the surviving spouse or surviving dependent child of a member who
42 earns any creditable service on or after October 1, 2001, the average earnable compensation of
43 the member during the member's last two years of creditable service as a police officer or, if the
44 member has had less than two years of creditable service, the average earnable compensation of
45 the member's entire period of creditable service;

46 (4) "Beneficiary", any person in receipt of a retirement allowance or other benefit;

47 (5) "Board of police commissioners", any board of police commissioners, police
48 commissioners and any other officials or boards now or hereafter authorized by law to employ
49 and manage a permanent police force in such cities;

50 (6) "Board of trustees", the board provided in sections 86.200 to 86.366 to administer
51 the retirement system;

52 (7) "Creditable service", prior service plus membership service as provided in sections
53 86.200 to 86.366;

54 (8) "DROP", the deferred retirement option plan provided for in section 86.251;

55 (9) "Earnable compensation", the annual salary which a member would earn during one
56 year on the basis of the member's rank or position as specified in the applicable salary matrix [in
57 section 84.160,] plus **any** additional compensation for academic work [as provided in subsection
58 7 of section 84.160, plus] **and** shift differential [as provided in subdivision (4) of subsection 8
59 of section 84.160] **that may be provided by any official or board now or hereafter**
60 **authorized by law to employ and manage a permanent police force in such cities.** Such
61 amount shall include the member's deferrals to a deferred compensation plan pursuant to Section
62 457 of the Internal Revenue Code or to a cafeteria plan pursuant to Section 125 of the Internal
63 Revenue Code or, effective October 1, 2001, to a transportation fringe benefit program pursuant

64 to Section 132(f)(4) of the Internal Revenue Code. Earnable compensation shall not include a
65 member's additional compensation for overtime, standby time, court time, nonuniform time or
66 unused vacation time. Notwithstanding the foregoing, the earnable compensation taken into
67 account under the plan established pursuant to sections 86.200 to 86.366 with respect to a
68 member who is a noneligible participant, as defined in this subdivision, for any plan year
69 beginning on or after October 1, 1996, shall not exceed the amount of compensation that may
70 be taken into account under Section 401(a)(17) of the Internal Revenue Code, as adjusted for
71 increases in the cost of living, for such plan year. For purposes of this subdivision, a
72 "noneligible participant" is an individual who first becomes a member on or after the first day
73 of the first plan year beginning after the earlier of:

74 (a) The last day of the plan year that includes August 28, 1995; or

75 (b) December 31, 1995;

76 (10) "Internal Revenue Code", the federal Internal Revenue Code of 1986, as amended;

77 (11) "Mandatory contributions", the contributions required to be deducted from the
78 salary of each member who is not participating in DROP in accordance with section 86.320;

79 (12) "Member", a member of the retirement system as defined by sections 86.200 to
80 86.366;

81 (13) "Members' interest", interest on accumulated contributions at such rate as may be
82 set from time to time by the board of trustees;

83 (14) "Membership service", service as a policeman rendered since last becoming a
84 member, except in the case of a member who has served in the armed forces of the United States
85 and has subsequently been reinstated as a policeman, in which case "membership service" means
86 service as a policeman rendered since last becoming a member prior to entering such armed
87 service;

88 (15) "Plan year" or "limitation year", the twelve consecutive-month period beginning
89 each October first and ending each September thirtieth;

90 (16) "Policeman" or "police officer", any member of the police force of such cities who
91 holds a rank in such police force [for which the annual salary is listed in section 84.160];

92 (17) "Prior service", all service as a policeman rendered prior to the date the system
93 becomes operative or prior to membership service which is creditable in accordance with the
94 provisions of sections 86.200 to 86.366;

95 (18) "Reserve officer", any member of the police reserve force of such cities, armed or
96 unarmed, who works less than full time, without compensation, and who, by his or her assigned
97 function or as implied by his or her uniform, performs duties associated with those of a police
98 officer and who currently receives a service retirement as provided by sections 86.200 to 86.366;

(19) "Retirement allowance", annual payments for life as provided by sections 86.200 to 86.366 which shall be payable in equal monthly installments or any benefits in lieu thereof granted to a member upon termination of employment as a police officer and actual retirement;

(20) "Retirement system", the police retirement system of the cities as defined in sections 86.200 to 86.366;

(21) "Surviving spouse", the surviving spouse of a member who was the member's spouse at the time of the member's death.

86.213. 1. The general administration and the responsibility for the proper operation of the retirement system and for making effective the provisions of sections 86.200 to 86.366 are hereby vested in a board of trustees of [ten] **nine** persons. The board shall be constituted as follows:

(1) [The president of the board of police commissioners of the city, ex officio. If the president is absent from any meeting of the board of trustees for any cause whatsoever, the president may be represented by any member of the board of police commissioners who in such case shall have full power to act as a member of the board of trustees;

(2)] The comptroller of the city, ex officio. If the comptroller is absent from any meeting of the board of trustees for any cause whatsoever, the comptroller may be represented by either the deputy comptroller or the first assistant comptroller who in such case shall have full power to act as a member of the said board of trustees;

[(3) Three] **(2) Two** members to be appointed by the mayor of the city to serve for a term of two years, **except the mayor shall not appoint the police chief of the municipal police force, the city's director of public safety, or the president of the board of police commissioners of the city;**

[(4)] **(3)** Three members to be elected by the members of the retirement system of the city for a term of three years; provided, however, that the term of office of the first three members so elected shall begin immediately upon their election and one such member's term shall expire one year from the date the retirement system becomes operative, another such member's term shall expire two years from the date the retirement system becomes operative and the other such member's term shall expire three years from the date the retirement system becomes operative; provided, further, that such members shall be members of the system and hold office only while members of the system;

[(5) Two] **(4) Three** members who shall be retired members of the retirement system to be elected by the retired members of the retirement system for a term of three years; except that, the term of office of the first two members so elected shall begin immediately upon their election and one such member's term shall expire two years from the date of election and the other such member's term shall expire three years from the date of election.

135 2. Any member elected chairman of the board of trustees may serve without term
136 limitations.

137 3. Each commissioned elected trustee shall be granted travel time by the St. Louis
138 metropolitan police department to attend any and all functions that have been authorized by the
139 board of trustees of the police retirement system of St. Louis. Travel time, with compensation,
140 for a trustee shall not exceed thirty days in any board fiscal year.

**86.371. In the event that the state or any state official is ordered to provide state
2 funds to any city not within a county to satisfy pension obligations to any member of the
3 system provided for in sections 86.200 to 86.366, the amount of state funds ordered shall
4 constitute a first lien on the funds of such city. The state is authorized to certify such
5 amount to the state treasurer and the director of the department of revenue. The state
6 treasurer and the director of the department of revenue shall withhold all moneys due the
7 city not within a county from the state until such amount, together with regular interest,
8 is satisfied.**

105.483. Each of the following persons shall be required to file a financial interest
2 statement:

3 (1) Associate circuit judges, circuit court judges, judges of the courts of appeals and of
4 the supreme court, and candidates for any such office;

5 (2) Persons holding an elective office of the state, whether by election or appointment,
6 and candidates for such elective office, except those running for or serving as county committee
7 members for a political party pursuant to section 115.609 or section 115.611;

8 (3) The principal administrative or deputy officers or assistants serving the governor,
9 lieutenant governor, secretary of state, state treasurer, state auditor and attorney general, which
10 officers shall be designated by the respective elected state official;

11 (4) The members of each board or commission and the chief executive officer of each
12 public entity created pursuant to the constitution or interstate compact or agreement and the
13 members of each board of regents or curators and the chancellor or president of each state
14 institution of higher education;

15 (5) The director and each assistant deputy director and the general counsel and the chief
16 purchasing officer of each department, division and agency of state government;

17 (6) Any official or employee of the state authorized by law to promulgate rules and
18 regulations or authorized by law to vote on the adoption of rules and regulations;

19 (7) Any member of a board or commission created by interstate compact or agreement,
20 including the executive director and any Missouri resident who is a member of the bi-state
21 development agency created pursuant to sections 70.370 to 70.440;

22 (8) Any board member of a metropolitan sewer district authorized under section 30(a)
23 of article VI of the state constitution;

24 (9) Any member of a commission appointed or operating pursuant to sections 64.650 to
25 64.950, sections 67.650 to 67.658, or sections 70.840 to 70.859;

26 (10) The members, the chief executive officer and the chief purchasing officer of each
27 board or commission which enters into or approves contracts for the expenditure of state funds;

28 (11) Each elected official, candidate for elective office, the chief administrative officer,
29 the chief purchasing officer and the general counsel, if employed full time, of each political
30 subdivision with an annual operating budget in excess of one million dollars, and each official
31 or employee of a political subdivision who is authorized by the governing body of the political
32 subdivision to promulgate rules and regulations with the force of law or to vote on the adoption
33 of rules and regulations with the force of law; unless the political subdivision adopts an
34 ordinance, order or resolution pursuant to subsection 4 of section 105.485;

35 (12) Any person who is designated as a decision-making public servant by any of the
36 officials or entities listed in subdivision (6) of section 105.450;

37 (13) **The police chief of a municipal police force established under section 84.346**
38 **by any city not within a county, and such city's director of public safety.**

Section 1. 1. An officer or employee of a municipal police force established under
2 **section 84.346 shall not:**

3 (1) **Be a candidate for partisan political office;**

4 (2) **Use official authority or influence for the purpose of interfering with or**
5 **affecting the results of an election or a nomination for office;**

6 (3) **Directly or indirectly coerce contributions from subordinates in support of a**
7 **political party or candidate;**

8 (4) **Permit solicitation for political purpose in any building or room occupied for**
9 **the discharge of the official duties of such force;**

10 (5) **Solicit any person to vote for or against any candidate for public office or be**
11 **connected with other political work of similar character on behalf of any political**
12 **organization, party, or candidate while on duty or while wearing the official uniform of the**
13 **force; or**

14 (6) **Affix any sign, bumper sticker, or other device to any property or vehicle under**
15 **the control of such force which either supports or opposes any ballot measure or political**
16 **candidate.**

17 **2. An officer or employee of such force who willfully or through culpable negligence**
18 **violates any of the provisions of this section may be punished by a fine of not less than fifty**

19 **dollars and not exceeding five hundred dollars, or by imprisonment for a time not**
20 **exceeding six months, or by both fine and imprisonment.**

2 [84.010. In all cities of this state that now have, or may hereafter attain,
3 a population of seven hundred thousand inhabitants or over, the common council
4 or municipal assembly, as the case may be, of such cities may pass ordinances for
5 preserving order, securing property and persons from violence, danger or
6 destruction, protecting public and private property, and for promoting the
7 interests and insuring the good government of the cities; but no ordinances
8 heretofore passed, or that may hereafter be passed, by the common council or
9 municipal assembly of the cities, shall, in any manner, conflict or interfere with
10 the powers or the exercise of the powers of the boards of police commissioners
11 of the cities as created by section 84.020, nor shall the cities or any officer or
12 agent of the corporation of the cities, or the mayor thereof, in any manner impede,
13 obstruct, hinder or interfere with the boards of police or any officer, or agent or
14 servant thereof or thereunder, except that in any case of emergency imminently
15 imperiling the lives, health or safety of the inhabitants of the city, the mayor may
16 call upon and direct the chief of police of the city to provide such number of
17 officers and patrolmen to meet the emergency as the mayor determines to be
18 necessary and the chief of police shall continue to act under the direction of the
19 mayor until the emergency has ceased, or until the board of police commissioners
20 takes charge of such matter.]

2 [84.220. Any officer or servant of the mayor or common council or
3 municipal assembly of the said cities, or other persons whatsoever, who shall
4 forcibly resist or obstruct the execution or enforcement of any of the provisions
5 of sections 84.010 to 84.340 or relating to the same, or who shall disburse any
6 money in violation thereof, or who shall hinder or obstruct the organization or
7 maintenance of said board of police, or the police force therein provided to be
8 organized and maintained, or who shall maintain or control any police force other
9 than the one therein provided for, or who shall delay or hinder the due
10 enforcement of sections 84.010 to 84.340 by failing or neglecting to perform the
11 duties by said sections imposed upon him, shall be liable to a penalty of one
12 thousand dollars for each and every offense, recoverable by the boards by action
13 at law in the name of the state, and shall forever thereafter be disqualified from
14 holding or exercising any office or employment whatsoever under the mayor or
15 common council or municipal assembly of said cities, or under sections 84.010
16 to 84.340; provided, however, that nothing in this section shall be construed to
17 interfere with the punishment, under any existing or any future laws of this state,
18 of any criminal offense which shall be committed by the said parties in or about
19 the resistance, obstruction, hindrance, conspiracy, combination or disbursement
20 aforesaid.]

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